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Date July 28, 2003

To Examiner Arun K. Chakrabarti

Facsimile number 11926-09200001 / 703-746-4979

From Anita L. Meiklejohn, Ph.D.

Re

Applicant : Vincent P. Stanton, Jr.  
Serial No. : 09/638,267  
Filed : August 14, 2000

Art Unit : 1634  
Examiner : Chakrabarti, A.

FACSIMILE COMMUNICATION

Title : GENE SEQUENCE VARIANCES IN GENES RELATED TO FOLATE  
METABOLISM HAVING UTILITY IN DETERMINING THE  
TREATMENT OF DISEASE

Number of pages  
including this page 3

Message Attached to this facsimile communication cover sheet is a signed Declaration Regarding Incorporation by Reference, faxed this 28th day of July, 2003, to Group 1634, the United States Patent and Trademark Office. Please consider this Declaration prior to issuance of the patent. An unsigned copy of this Declaration was filed on June 19, 2002.

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at 617 542-5070 to arrange for its return. Thank you.

Attorney's Docket No.: 11926-092001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Vincent P. Stanton, Jr.                      Art Unit : 1655  
Serial No. : 09/638,267                                      Examiner : Chakrabarti, A.  
Filed : August 14, 2000  
Title : GENE SEQUENCE VARIANCE IN GENES RELATED TO FOLATE  
METABOLISM HAVING UTILITY IN DETERMINING THE TREATMENT OF  
DISEASE

Commissioner for Patents  
Washington, D.C. 20231

DECLARATION REGARDING INCORPORATION BY REFERENCE

Applicant hereby declares that the sequence listing appended hereto consists of the same sequence information incorporated by reference into the above-captioned application by means of reference to the GenBank® Accession Number, U09806, for the methylenetetrahydrofolate reductase cDNA sequence. Thus, the sequence in SEQ ID NO:1 consists of the methylenetetrahydrofolate reductase cDNA sequence associated with GenBank® Accession Number U09806 as of the filing date of the above-captioned application modified by the addition of the variances disclosed in the present application at page 190, line 30 to page 101, line 7.

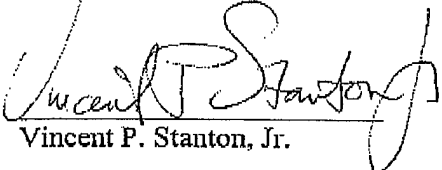
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

Applicant : Vincent P. Stanton, Jr.  
Serial No. : 09/638,267  
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Page : 2

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punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

July 21, 2003  
Date

  
Vincent P. Stanton, Jr.